



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Paper No. 7

**THOMAS A. O'ROURKE
WYATT, GERBER & O'ROURKE
99 PARK AVENUE
NEW YORK, NY 10016**

COPY MAILED

MAY 21 2004

OFFICE OF PETITIONS

ON PETITION

In re Application of
Lutzker, Robert
Application No. 09/835,861
Filed: April 16, 2001
Title: Apparatus And Method For Improving
The Taste of Wines

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed March 12, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the Notice to File Missing Parts of Application (Notice) mailed March 19, 2002. The Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on May 20, 2002. A Notice of Abandonment was mailed on October 24, 2003.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b).

The file is now being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries should be directed to the undersigned at (703) 306-0482.

Liana Chase
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy